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-and-

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UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

AHERN RENTALS, INC.,

Plaintiff,

vs.

JOHN MATTHEW YOUNG,

Defendant.

Case No. 2:21-cv-02190-ART-BNW

**STIPULATION AND [PROPOSED]
ORDER TO CONTINUE
SETTLEMENT CONFERENCE
(FIRST REQUEST)**

Plaintiff Ahern Rentals, Inc. ("Ahern") and Defendant John Matthew Young ("Young") hereby stipulate and agree to continue the Settlement Conference presently scheduled for June 21, 2024 beginning at 10:00 a.m. PST. In support of this request, the parties state as follows:

1. The parties received the Order Scheduling Settlement Conference on March 20, 2024 (ECF No. 99).

1 2. Ahern's counsel was substituted from the firm of Littler Mendelson, PC to the firm of
2 Weinberg, Wheeler, Hudgins, Gunn & Dial, LLC by Substitution of Counsel filed on May 13, 2024
3 (ECF No. 102).

4 3. Young's lead counsel, Brandon Gaskins, Esq., was recently associated in a pending
5 case in South Carolina involving multiple parties in which a deposition has been previously
6 scheduled for the same date as the Settlement Conference. It is Young's counsel's understanding
7 that the deposition was difficult to get scheduled given the number of parties and attorneys involved
8 in that case. This scheduling conflict would preclude Mr. Gaskins from participating in the
9 Settlement Conference. As lead counsel, his participation is necessary for a meaningful Settlement
10 Conference to take place.

11 4. As a result of the above, Ahern and Young respectfully request that the Court continue
12 the Settlement Conference to a future date and time to allow him to participate in the deposition
13 scheduled in the South Carolina action to avoid inconveniencing the attorneys and parties involved
14 in that action.

15 5. Also, Ahern and Young's respective counsel recently have had discussions regarding
16 possible resolution of the case, and a continuance will provide additional time for the parties to
17 continue settlement discussions in the hope of reaching a resolution without the time and expense
18 of a Settlement Conference. Accordingly, granting this continuance is in furtherance of the interests
19 of judicial economy.

20 6. Based on the dates currently available for a rescheduled Settlement Conference as
21 provided by the Court, the parties and their counsel are available on October 4, 9, 11, and 16, 2024.

22 7. Young's counsel has consulted with Ahern's counsel, and Ahern's counsel has
23 consented to the requested continuance.

24 8. As such, good cause exists to permit the continuance, and Ahern and Young seek this
25 continuance in good faith, and this request is not made for any improper purpose or to create delay.
26
27
28

1 Dated: June 20, 2024

Dated: June 20, 2024

2 Respectfully submitted,

Respectfully submitted,

3
4 /s/ Anthony J. DiRaimondo

/s/ D. Lee Roberts

5 David A. Carroll, Esq. (NSB #7643)

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9 ~~-and-~~

Attorneys for Plaintiff Ahern Rentals, Inc.

10 Brandon Gaskins, Esq. (*Pro Hac Vice*)

11 MOORE & VAN ALLEN

78 Wentworth Street

12 Charleston, South Carolina 29401

13 *Attorneys for Defendant John Matthew Young*

14 **ORDER**

15 The settlement conference is continued to October 9, 2024, at 10:00 a.m. The pre-settlement
16 conference is continued to October 8, 2024, at 3:00 p.m. Updated written evaluations are due
October 2, 2024, at 4:00 p.m.

17 **IT IS SO ORDERED.**

18 
UNITED STATES MAGISTRATE JUDGE

19 Dated: June 21, 2024